IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE S.SIRI JAGAN

WEDNESDAY, THE 13TH JUNE 2007 / 23RD JYAISHTA 1929

WP(C).No. 18135 of 2007(H)

PETITIONER:

U.LATHEEF,
KOORKAKALLAYIL, KILIROOR P.O., KOTTAYAM-20.

BY ADV. SRI.K.GOPALAKRISHNA KURUP

RESPONDENTS:
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1. **THE SECRETARY,**
   KOTTAYAM MUNICIPALITY, OFFICE OF THE KOTTAYAM MUNICIPALITY, KOTTAYAM.

2. **THE KOTTAYAM MUNICIPALITY, REPRESENTED BY IT'S SECRETARY, OFFICE OF THE KOTTAYAM MUNICIPALITY, KOTTAYAM.**

3. **THE DISTRICT COLLECTOR,**
   COLLECTORATE, KOTTAYAM.

4. **THE TAHSILDAR,**
   KOTTAYAM, TALUK OFFICE, KOTTAYAM.

BY ADV. SRI.SIBY MATHEW
SRI.A.A.MOHAMMED NAZIR
BY GOVERNMENT PLEADER SRI.I.V.PRAMOD

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 13/06/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

S. SIRI JAGAN, J.

W.P.(C)NO.18135 OF 2007

DATED THIS THE 13th DAY OF JUNE, 2007

JUDGMENT

The petitioner approaches this Court apprehending eviction from his properties without notice. The learned standing counsel appearing for the 2nd respondent submits that a notice has already been issued. That being so, I cannot assume that the respondents would take further action without hearing the petitioner.

Accordingly, the writ petition is disposed of with a direction that the petitioner shall be evicted only after affording the petitioner an opportunity to file objections, hearing him which shall include an opportunity to adduce evidence and passing a speaking order. Till order is communicated to the petitioner, no further proceedings shall be taken.

The writ petition is disposed of as above.

S. SIRI JAGAN, JUDGE

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